# PINE GROVE CEMETERY BOYLSTON, MASSACHUSETTS

THE PINE GROVE CEMETERY IS OWNED AND OPERATED BY THE TOWN OF BOYLSTON UNDER THE SUPERVISION OF THE CEMETERY COMMISSION. (HEREINAFTER REFERRED TO AS "THE COMMISSION"). LOTS ARE CONVEYED BY SPECIAL DEED FOR BURIAL PURPOSES ONLY, AND ARE SUBJECT TO THE FOLLOWING RULES AND REGULATIONS.

# **GENERAL**

ONLY A RESIDENT, OR A FORMER RESIDENT OF THE TOWN OF BOYLSTON MAY PURCHASE A LOT OR LOTS IN THIS CEMETERY. SAID RESIDENT MAY, WITH THE APPROVAL OF THE COMMISSION, PURCHASE A GRAVE FOR A FATHER, MOTHER, SON OR DAUGHTER, WHO IS A RESIDENT. ANY NON-RESIDENT HAVING A PARENT OR GRANDPARENT BURIED IN THE CEMETERY WILL STILL HAVE THE RIGHT TO PURCHASE A LOT, BUT AT A HIGHER COST, \$50.00 OVER THE GOING RATE.

LEGAL AGE AT WHICH A PERSON MAY PURCHASE A LOT SHALL BE EIGHTEEN (18) YEARS.

ANY CHANGE IN OWNERSHIP OR TRANSFER OF RIGHTS TO A LOT OR LOTS MAY BE MADE ONLY THROUGH THE CEMETERY COMMISSION. THE COMMISSION RESERVES THE SOLE AND EXCLUSIVE AUTHORITY OVER USE AND/OR EXCHANGE OF LOTS AND GRAVES.

WHEN A LOT IS PURCHASED, A GRAVE OR GRAVES MUST BE RESERVED FOR THE LOT OWNER AND SPOUSE. A LOT OWNER MAY NOT PURCHASE ADDITIONAL GRAVES UNTIL HIS/HER PRESENT LOT IS FULL, EXCEPT FOR USE OF HIS PROGENY UPON THEIR PASSING, AND THEN ONLY WITH THE COMMISSION APPROVAL. LOT OWNERS SHALL ADVISE THE COMMISSION OF ANY CHANGE IN NAME AND/OR ADDRESS OF THE OWNER OF RECORD.

THE TOWN MAY TAKE OVER THE OWNERSHIP OF A GRAVE IN THE CEMETERY, PROVIDED THAT SUCH GRAVE HAS NOT BEEN USED FOR A PERIOD OF FIFTY YEARS, AND THAT THE OWNERSHIP THEREOF CANNOT BE ASCERTAINED.

THE USE OF THE CEMETERY AS A THOROUGHFARE IS PROHIBITED. BUSINESS VEHICLES MUST NOT ENTER THE CEMETERY EXCEPT BY PERMISSION OF THE COMMISSION OR ITS DESIGNATED REPRESENTATIVE. VEHICLES ARE FORBIDDEN TO PASS A FUNERAL PROCESSION OR A LOT WHERE SERVICES ARE HELD.

THE SPEED LIMIT IN THE CEMETERY IS FIFTEEN (15) MILES PER HOUR. ALL RECREATIONAL VEHICLES ARE BANNED. OTHER ACTIVITIES DEEMED

INAPPROPRIATE, SUCH AS EXCERCISING UNLEASHED ANIMALS AND PARKING EXCEPT ON CEMETERY BUSINESS, ARE NOT ALLOWED. THE CEMETERY IS CLOSED FROM SUNSET TO SUNRISE.

THE COMMISSION MAY, FROM TIME-TO-TIME, LAY OUT, ALTER, OR ELIMINATE ROADS AND PATHS, CHANGE GRADES, OR MAKE SUCH RULES FOR THE GOVERNING OF THE GROUNDS AS IT MAY DEEM NECESSARY.

FROM TIME TO TIME THE COMMISSION MAY SET ASIDE "NO MONUMENT PLOTS" OR SECTIONS AS IT MAY DEEM BEST FOR THE BEAUTIFICATION OF THE CEMETERY.

TO INSURE PROPER REGULATION OF THE GROUNDS, THE GRADE OF ALL LOTS HAS BEEN DETERMINED BY THE COMMISSION AND DECISION IN ALL CASES IS FINAL. MARKERS TO BOUND THE LIMIT OF EACH LOT ARE FURNISHED BY THE COMMISSION AND ARE SET FLUSH WITH THE SURFACE OF THE GROUND.

ALL WORKMEN IN ANY CAPACITY WITHIN THE CONFINES OF THE CEMETERY WHETHER AS MASONS, STONE-CUTTERS, ERECTORS, GARDENERS, OR HELPERS, ARE SUBJECT TO THE DIRECTION AND CONTROL OF THE COMMISSION, OR THEIR DESIGNATED REPRESENTATIVE.

#### BURIALS

A LOT MAY BE USED AS A PLACE OF BURIAL FOR THE HUMAN DEAD AND FOR NO OTHER REASON OR PURPOSE.

MORE THAN ONE INTERMENT IN ONE GRAVE IS PROHIBITED, EXCEPT IN THE CASE OF AN INFANT CHILD WITH AN ADULT, OR TWO CHILDREN UNDER FIVE YEARS OF AGE. CREMATED REMAINS MAY BE BURIED IN ANY GRAVE ALREADY OCCUPIED, SPACE PERMITTING.

ALL FUNERALS, WHILE WITHIN THE GROUNDS, SHALL BE SUBJECT TO DIRECTIONS OF THE COMMISSION OR THEIR DESIGNATED REPRESENTATIVES.

WHEN INSTRUCTIONS REGARDING THE LOCATION OF A GRAVE OR A LOT CANNOT BE OBTAINED, OR ARE INDEFINITE, OR WHEN FOR ANY OTHER REASON THE GRAVE CANNOT BE OPENED WHERE SPECIFIED, THE COMMISSION OR THEIR DESIGNATED REPRESENTATIVE MAY, AT HIS DISCRETION, OPEN IT IN SUCH A LOCATION ON THE LOT AS HE DEEMS BEST AND PROPER, SO THAT THE FUNERAL MAY NOT BE DELAYED.

ALL INTERMENTS IN PRIVATE LOTS SHALL BE RESTRICTED TO MEMBERS OF THE FAMILY AND RELATIVES OF THE OWNER OF RECORD THEREOF UNLESS BY PERMISSION OF THE COMMISSION.

NO GRAVE SHALL BE OPENED BY ANY WORKMAN, OTHER THAN THOSE EMPLOYED BY OR UNDER THE DIRECTION OF THE COMMISSION OR THEIR DESIGNATED REPRESENTATIVE.

NO ORDER WILL BE ISSUED FOR INTERMENT ON ANY LOT AGAINST WHICH THERE ARE ANY PREVIOUS UNPAID CHARGES.

LOTS ARE TO BE PAID FOR BEFORE INTERMENT TAKES PLACE, UNLESS GRANTED SPECIAL CONSENT BY THE COMMISSION. SUCH CONSENT SHALL BE FOR NO MORE THAN THIRTY DAYS.

THE OPENING AND CLOSING OF GRAVES MUST ALSO BE PAID FOR IN ADVANCE.

THE ONLY HOLIDAY INTERMENTS ALLOWED, WILL BE THOSE FALLING ON A MONDAY (i.e., IN THE EVENT OF THE LONG HOLIDAY WEEKEND WHEN THE HOLIDAY IS CELEBRATED ON MONDAY).

THERE WILL BE NO SUNDAY INTERMENTS.

THE OFFICE OF CEMETERY COMMISSION OR HIGHWAY OFFICE MUST BE NOTIFIED BY NOON ON FRIDAY OF A SATURDAY OR MONDAY BURIAL. SERVICE CANNOT BE GUARANTEED IN THE CASE OF LATER NOTIFICATION.

#### **CREMATION**

CREMAINS MUST BE BURIED IN A VAULT PURCHASED AT THE TIME OF BURIAL. CREMAINS MAY BE BURIED ABOVE ANOTHER FULL SIZED VAULT IN SAME GRAVE. IT IS ILLEGAL TO SCATTER REMAINS ON CEMETERY PROPERTY

#### **VETERANS**

VETERANS WHO ARE RESIDENTS OF THE TOWN OF BOYLSTON, OR WHO ENTER THE SERVICE AS RESIDENTS OF THE TOWN OF BOYLSTON, MAY BE BURIED IN THE SPECIALLY DESIGNATED VETERANS' PLOT.

#### REMOVALS

NO DISINTERMENT OR REMOVAL OF A BODY WITHOUT THE APPROVAL OF THE COMMISSION AND THE OWNER OR OWNERS OF THE LOT WILL BE ALLOWED.

## PERPETUAL CARE

THE TERM "PERPETUAL CARE" REFERS TO THE ROUTINE MOWING AND TRIMMING OF GRASS ONLY.

# DECORATIONS

THE COMMISSION RESERVES TO ITSELF, THE ENTIRE CONTROL OF EVERY TREE, SHRUB, VINE OR PLANT, GROWING WITHIN ITS BOUNDARIES, INCLUDING THE RIGHT OF REMOVAL WITHOUT NOTICE, WHEN IT CONSIDERS SUCH REMOVAL ADVISABLE. ALL PERSONS ARE FORBIDDEN TO GATHER FLOWERS OR TO BREAK OR INJURE ANY TREE, SHRUB, VINE OR PLANT. THE COMMISSION OR ITS DESIGNATED REPRESENTATIVE MAY REMOVE FROM LOTS, ANYTHING OBJECTIONABLE OR INJURIOUS TO THE USES AND PURPOSES OF THE CEMETERY OR CONTRARY TO ITS RULES AND REGULATIONS.

LOT OWNERS SHALL HAVE THE PRIVILEGE OF PLANTING NO MORE THAN TWO (2) SHRUBS AND ONE (1) FLOWER BED PER LOT, AND SHALL BE RESPONSIBLE FOR THE MAINTENANCE THEREOF. PLANTINGS, WHERE PERMITTED, SHALL BE AT THE OWNER'S EXPENSE. ALL PLANTINGS ARE SUBJECT TO THE APPROVAL AND SUPERVISION OF THE COMMISSION OR ITS DESIGNATED REPRESENTATIVE.

FLOWER BEDS MAY NOT EXCEED THE LENGTH OF THE MONUMENT NOR ONE FOOT IN WIDTH, AND MUST BE MAINTAINED IN A WEED FREE CONDITION AT ALL TIMES BY THE LOT OWNER. UNSIGHTLY BEDS MAY BE REMOVED AT ANY TIME AT THE DISCRETION OF THE COMMISSION OR ITS AUTHORIZED REPRESENTATIVE. A FEE MAY BE CHARGED FOR SUCH REMOVAL.

SHRUBS SHALL BE OF THE EVERGREEN VARIETY AND SHALL BE PROPORTIONATE IN HEIGHT AND GIRTH TO THE LOT AND MONUMENT. SHRUBS MAY NOT EXCEED THE HEIGHT OF THE MONUMENT NOR BE ALLOWED TO GROW INTO NEIGHBORING SHRUBS. LOT OWNERS ARE RESPONSIBLE FOR THE TRIMMING OF NEW GROWTH ON THEIR SHRUBS SO AS TO MAINTAIN A NEAT APPEARANCE. THE CEMETERY WILL CONDUCT A MID-SUMMER SHRUB INSPECTION ANNUALLY, AND A PENALTY FEE MAY BE ASSESSED AGAINST LOTS WITH POORLY MAINTAINED SHRUBS. THE CEMETERY FURTHER RESERVES THE RIGHT TO REMOVE WITHOUT NOTICE ANY SHRUB THAT IS FOUND TO BE DAMAGED, DISEASED, WHOLLY OR PARTIALLY DEAD, OVER-SIZED, UNSIGHTLY OR IN AN UNMATCHED PAIR.

NO SETEES, URNS OR IRON WORK SHALL BE PLACED ON ANY LOT WITHOUT THE PRIOR APPROVAL OF THE COMMISSION OR ITS DESIGNATED REPRESENTATIVE.

THE COMMISSION WILL NOT BE RESPONSIBLE FOR ANYTHING PLACED OR LEFT ON THE LOTS BY THE OWNERS. WHEN WORK ON LOTS IS PERFORMED BY THE OWNERS, THEY MUST REMOVE ALL RUBBISH AND EXCAVATED EARTH TO SUCH PLACES AS ARE PROVIDED FOR THAT PURPOSE. SUMMERTIME FLOWERBEDS AND DECORATIONS SHALL BE REMOVED BY OCTOBER 15<sup>th</sup>.

NO MONUMENT OR OTHER MEMORIAL MAY BE PLACED IN THE CEMETERY UNTIL A SKETCH OR BLUEPRINT SHOWING THE DESIGN, MATERIAL, FINISH SIZE AND PROPOSED INSCRIPTION THEREON, IS FIRST SUBMITTED TO THE COMMISSION OR DESIGNATED REPRESENTATIVE FOR APPROVAL. THE COMMISSION RESERVES THE RIGHT TO REJECT ANY PLAN OR DESIGN FOR A MEMORIAL, WHICH ON ACCOUNT OF SIZE, DESIGN, INSCRIPTION, FINISH OR QUALITY OF STONE IS UNSUITED TO THE LOT ON WHICH IT IS TO BE PLACED. MARKERS AND MONUMENTS MUST BE OF NATURAL STONE. NO ARTIFICAL MATERIAL OF ANY DESCRIPTION IS PERMITTED.

ONLY ONE CENTRAL OR FAMILY MEMORIAL IS ALLOWED ON A FAMILY PLOT AND MUST BE INSCRIBED WITH THE FAMILY NAME OF THE LOT OWNER OF RECORD. TO AVOID THE CROWDING OF MEMORIALS, THE SIZE OF A MONUMENT IS RESTRICTED TO BE IN PROPER PROPORTION WITH THE LOT AS FOLLOWS:

ON A ONE GRAVE LOT, WHERE MONUMENTS ARE PERMITTED, THE MAXIMUM LENGTH OF THE MONUMENT BASE SHALL BE (2 ½) FEET. ON TWO GRAVE LOTS, THREE (3) FEET. ON THREE GRAVE LOTS, (3 ½) FEET; ON FOUR GRAVE LOTS, (4) FEET; ON SIX GRAVE LOTS, (4 ½) FEET; ON EIGHT OR MORE GRAVE LOTS, (5) FEET. MAXIMUM HEIGHT OF MONUMENT IS NOT TO EXCEED 38". THICKNESS (FRONT TO BACK) OF MONUMENT BASE, IS NOT TO EXCEED 16". THICKNESS OF MONUMENT IS NOT TO EXCEED 10".

IN THE SECTION OF THE CEMETERY SPECIALLY DESIGNATED FOR GROUND LEVEL MARKERS ONLY, NO MONUMENT ABOVE GRADE LINE WILL BE ALLOWED.

MARKERS SHALL BE FLUSH WITH GRADE OF ONE PIECE ONLY, AND SHALL NOT EXCEED TWO FEET IN LENGTH ON A SINGLE GRAVE, NOR THREE FEET IN LENGTH ON LOTS CONTAINING TWO OR MORE GRAVES, NOR ONE FOOT WIDTH. RAISED LETTERS ARE NOT ALLOWED. THE BOTTOM BED OF ALL BASES AND MARKERS MUST BE CUT LEVEL AND TRUE.

EXCAVATION AND FOUNDATIONS REQUIRED BY LOT OWNERS, MUST BE DONE BY THE COMMISSION OR DESIGNATED REPRESENTATIVE. A FEE WILL BE CHARGED.

ALL RUBBISH AND OTHER DEBRIS MUST BE CLEANED UP BY THE PEOPLE EMPLOYED AT THE WORK SITE, AND THE GROUNDS LEFT EXACTLY AS THEY WERE PRIOR TO STARTING SUCH WORK.

ALL WORK MUST BE DONE DURING WORKING HOURS OF THE CEMETERY, AND CEASE AT THE CLOSE OF THE WORKING DAY.

BEFORE A STONECUTTER OR OTHER WORKMAN IS ALLOWED TO CUT INSCRIPTIONS ON MEMORIALS OR DO ANY OTHER WORK ON STRUCTURES ERECTED WITHIN THE GROUNDS, IT WILL BE NECESSARY TO OBTAIN THE PERMISSION OF THE COMMISSION, OR DESIGNATED REPRESENTATIVE.

NO WORK WILL BE SET UP IN THE SPRING, UNTIL THE GROUND IS FULLY SETTLED AND IN PROPER CONDITION.

FOUNDATION ORDERS RECEIVED AFTER MAY 1<sup>st</sup>, CANNOT BE GUARANTEED FOR MEMORIAL DAY. NO FOUNDATION WILL BE SET BETWEEN MAY 15<sup>th</sup> AND JUNE 1<sup>st</sup>, NOR BETWEEN NOVEMBER 1<sup>st</sup> AND APRIL 1<sup>st</sup>. ALSO NO WORK MAY BE BROUGHT TO THE CEMETERY ON A SATURDAY OR THE DAY BEFORE A HOLIDAY.

MONUMENT DEALERS SHOULD FAMILIARIZE THEMSELVES WITH THE REGULATIONS, FOR THEY ARE EXPECTED TO CONFORM TO ALL RULES STATED ABOVE.

SPECIAL CASES MAY ARISE IN WHICH THE LITERAL ENFORCEMENT OF A RULE MAY IMPOSE UNNECESSARY HARDSHIP. THE COMMISSION THEREFORE, RESERVES THE RIGHT, WITHOUT NOTICE, TO MAKE EXCEPTIONS, SUSPENSIONS OR NOTIFICATIONS IN ANY OF THESE RULES AND REGULATIONS WHEN, IN ITS JUDGEMENT, THE SAME APPEARS ADVISABLE; AND SUCH TEMPORARY EXCEPTIONS, SUSPENSION OR MODIFICATION SHALL IN NO WAY BE CONSTRUED AS AFFECTING THE GENERAL APPLICATION OF SUCH RULE.

## DISCLAIMER OF LIABILITY

THE TOWN OF BOYLSTON AND THE CEMETERY COMMISSION DISCLAIM ALL RESPONSIBILITY FOR LOSS OR DAMAGE TO ANY LOT, MONUMENT, MEMORIAL OR PLANTING FROM CAUSES BEYOND ITS REASONABLE CONTROL, ESPECIALLY FROM LOSS OR DAMAGE CAUSED BY AN ACT OF GOD, THE ELEMENTS, EARTHQUAKE, WAR, COMMON ENEMY, AIR RAID, INVASION, INSURRECTION, RIOT, ORDER OF ANY MILITARY OR CIVIL AUTHORITY, THIEVES, VANDALS, STRIKERS, MALICIOUS MISCHIEF MAKERS, EXPLOSIONS, UNAVOIDABLE ACCIDENTS OR ANY CAUSE, SIMILAR OR DISSIMILAR, BEYOND THE CONTROL OF THE COMMISSION WHETHER THE LOSS OR DAMAGE BE DIRECT OR RELATED.

THE COMMISSION MAY, AND IT HEREBY EXPRESSLY RESERVES THE RIGHT TO, AT ANY TIME OR TIMES, ADOPT NEW RULES AND REGULATIONS AND/OR ARTICLE, SECTION, PARAGRAPH AND/OR SENTENCE, IN THESE RULES AND REGULATIONS.